

Prior service credit; status of member serving in armed forces or employed for national defense work.

Sec. 145.30 (486-47). Three years of contributing membership in the public employees retirement system subsequent to the date that membership is established entitles a member to receive prior service credit for services prior to January 1, 1935, in any capacity which comes under sections 145.01 to 145.57, inclusive, of the Revised Code, provided that such member has not lost membership at any time by the withdrawal of his accumulated contributions. Members who have withdrawn an exemption shall receive the prior service credit provided for under the conditions of

this section, only in the event such member has made such payments, with regular interest thereon, as he would have made if he had been a member continuously.

Upon re-employment in the public service as covered by the public employees retirement system, the state teachers retirement system, or the state school employees retirement system, within two years after an honorable discharge, and presentation of an honorable discharge and subject to such rules and regulations as are adopted by the retirement board, any member of the public employees retirement system who maintained his membership in the public employees retirement system as provided by section 145.41 of the Revised Code, and who was or is out of active service as a public employee by reason of having become a member of the armed forces of the United States on active duty or service shall have such military service, not in excess of seven years, considered as the equivalent of prior service. *In case such military service is made up of two separate periods which are separated by at least three years of contributing service a total, not to exceed ten years, of such credit may be allowed by the retirement board.* Average prior service salary for persons becoming members since July 1, 1938, shall be the salary received by the employee for the fiscal year immediately preceding his call to active duty or service into the armed forces of the United States, provided such salary credit does not exceed two thousand dollars. "Armed forces" of the United States includes army, navy, marine corps, coast guard, auxiliary corps as established by congress, army nurse corps, navy nurse corps, and such other service as may be designated by congress as included therein. Any member of the public employees retirement system or anyone who becomes a new member who is employed for essential national defense work by any employer may make regular contributions to the public employees retirement system even though his salary is paid from federal funds, provided that his salary is disbursed by an employer as defined in section 145.01 of the Revised Code.

A member of the public employees retirement system who returns to full time contributing membership in this system within two years of an honorable discharge and who has previously forfeited service credit and annuity rights by a withdrawal of contributions upon becoming, or at any time during active service as, a member of the armed forces of the United States may restore the forfeited annuity rights and thereby become eligible for service credit for services with the armed forces of the United States as provided in this section provided he restores to the employees' savings fund prior to November 30, 1953, his accumulated contributions as they were at the time of withdrawal together with regular interest thereon from the date of withdrawal to the date of redeposit.

Effective October 26, 1953